



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/602,691 Confirmation No. 1388  
Applicant: Sommadossi, et al.  
Filed : June 20, 2003  
TC/A.U. : 1623  
Examiner : Traviss C. McIntosh III  
  
Docket No. : 06171.105077 (IDX 1007 CON 1)  
Customer No. : 20786

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

September 29, 2006

**TERMINAL DISCLAIMER**

Dear Sir:

The owners of the entire interest in the above-identified present application, Idenix Pharmaceuticals Inc. and Universita Degli Studi Di Cagliari hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the present application, which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/602,142, filed on June 20, 2003, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owners hereby agree that any patent so granted on the present application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee, its successors or assigns. Assignment documents establishing the owner's rights in the present application and the prior patent are recorded with the U.S. Patent Office at Reel/Frame 012162/0294, Reel/Frame 013193/0841 and Reel/Frame 013718/0543.

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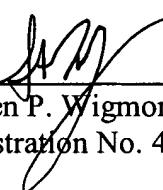
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In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.

The Commissioner is authorized to charge the \$130 fee required for filing this Terminal Disclaimer to Deposit Account 11-0980.

The undersigned is an attorney of record and is authorized to sign on behalf of the owner.

Respectfully submitted,

  
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September 29, 2006  
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